

RECORD OF PROCEEDINGS  
Village of Peninsula Council  
REGULAR SESSION

held: December 14, 2015

Page 1 of 7

**CALL TO ORDER:** The Village of Peninsula Council convened from 7:04 p.m. to 9:18 p.m. in the Peninsula Village Hall. Mayor Douglas Mayer called the meeting to order and initiated the pledge of allegiance with the following members and visitors present:

**COUNCIL MEMBERS:**

Michael Matusz	Present	Brian Schall	Present
Carol Kramer	Present	Pamela Schneider	Present
Dee Holody	Present	Dan Schneider	Present
Douglas Mayer, Mayor	Present		

**OTHERS PRESENT**

John Stiegel, Connie Hesske, Joseph Varga, Elizabeth Workman, Kevin Kramer, Greg Canda, Kathy Bertsch, Doug Anderson, Wendy Anderson, Mark Anson

**CITIZEN PARTICIPATION:**

Kathy Bertsch addressed Council regarding an anonymous letter she received prior to the election and her concerns with sending out anonymous mailings. She drafted a resolution for Council to discourage the public from sending out this type of literature, but was told that it can't pass legally, and therefore she was not presenting it tonight. She asked Council to refrain from doing this in the future.

**COUNCIL PARTICIPATION:**

Ms. Holody stated that Solicitor Hesske's contract ends December 13, 2015. The Solicitor selection process will take some time and therefore would like Council for a motion to extend Solicitor Hesske's contract through the first quarter of 2016.

**MOTION:** TO EXTEND SOLICITOR HESKE'S CONTRACT THROUGH THE FIRST QUARTER OF 2016.

Moved by Ms. Holody, seconded by Mrs. Kramer.

Call for discussion made by Ms. Holody: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;

Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 202 -2015)

**MAYOR'S REPORT:**

The Mayor reported that the work on the Police Squad room will start the first of the year.

Mayor Mayer gave an update on the Service Department equipment's condition. The Service Department is now able to work on some larger projects with the addition of Dave Morehouse.

The Mayor explained for insurance purposes, in order for the Garden Club to put a garden on the property at the Players Barn, they will be working as volunteers putting a garden in for the Village.

The Village Engineer was out to look at the 2 ditches on Rt. 303, waiting to hear back from him. The Service Department put in filters around the catch basin at the Hansen property, but waiting on a solution from the Engineer. The Engineer is designing a solution for the second property as well.

The Mayor met with MS Consultants on December 11<sup>th</sup> regarding a grant that AMATS puts out, the paper work was due on the 9<sup>th</sup>, he has asked why it was after the deadline. Ms. Holody and Mayor Mayer met with the consultant regarding the sewer project and other projects in the Village. MS Consultants gave 3 proposals for resurfacing Riverview Road. The Mayor will send the proposals out to Council for review prior to Solicitor Hesske creating the legislation.

11/04/16

RECORD OF PROCEEDINGS  
Village of Peninsula Council  
REGULAR SESSION

Held: December 14, 2015

Page 2 of 7

Ms. Holody noted that MS Consultants contract ends on December 13, 2015. It was agreed that Council would consider in January.

**SOLICITOR REPORT:**

Solicitor Hesske reported that she has reviewed the pilot copy of the Codified received from Walter Drane. She requested that Council give her the authority to prepare an ordinance accepting this as the Village Codified, as well as a contract to update the Codified yearly. The rate is \$20 per page if it is new legislation, \$10 per page if it is an amendment. The yearly fees are \$500 for the yearly update and \$390 to put the Codified on the Walter Drane website, as well as \$3.50 to do updates to the website.

**MOTION: TO ACCEPT THE WALTER DRANE PILOT AS CODIFIED, AND PREPARING AN ORDINANCE TO DO SO, AS WELL AS ENTERING INTO A CONTRACT FOR UPDATES.**

Moved by Mrs. Kramer, seconded by Mr. Schneider.

Call for discussion made by Ms. Holody: Mayor Mayer asked if it included the zoning book. Solicitor Hesske stated that the zoning book will be included. She also stated that each month the Fiscal Office is to send passed legislation to Mike Kelly, our Walter Drane representative. Mr. Kelly will update the Codified accordingly.

There was discussion regarding issues with different versions of the zoning book being used by members of the BZA and Council. Council also discussed "No Through" truck signs that are posted in the Village. Solicitor Hesske will check to see if the Village has an Ordinance allowing the Village to have these signs up.

Council discussed the version of the handbook that is included in the Codified being out of date. Solicitor Hesske suggested that Mrs. Kramer send the updated version to her, so that she could forward to Walter Drane. Mrs. Workman will search for an electronic file to forward to the Solicitor.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;

Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 203 -2015)

**FISCAL OFFICER'S REPORT:**

**MOTION: TO APPROVE THE OCTOBER 13, 2015 REGULAR MEETING MINUTES IN FINAL FORM.**

Moved by Ms. Holody, seconded by Mr. Schneider.

Call for discussion made by Ms. Holody: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;

Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 204 -2015)

**MOTION: TO APPROVE THE OCTOBER 21, 2015 (5:00) SPECIAL MEETING MINUTES IN FINAL FORM.**

Moved by Ms. Holody, seconded by Ms. Schneider.

Call for discussion made by Ms. Holody: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;

Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 205 -2015)

**MOTION: TO APPROVE THE OCTOBER 21, 2015 (5:15) SPECIAL MEETING MINUTES IN FINAL FORM.**

Moved by Ms. Holody, seconded by Ms. Schneider.

Call for discussion made by Ms. Holody: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;

Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 206 -2015)

01/04/16

RECORD OF PROCEEDINGS  
Village of Peninsula Council  
REGULAR SESSION

ald: December 14, 2015

Page 3 of 7

**MOTION:** TO APPROVE THE NOVEMBER 9, 2015 REGULAR MEETING MINUTES IN FINAL FORM.

Moved by Ms. Holody, seconded by Mrs. Kramer.

Call for discussion made by Ms. Holody: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye; Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 207 -2015)

**MOTION:** TO APPROVE THE NOVEMBER 18, 2015 JOINT MEETING WITH BOSTON TOWNSHIP TRUSTEES IN FINAL FORM.

Moved by Ms. Schneider, seconded by Mr. Schall.

Call for discussion made by Ms. Holody: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, abstain; Brian Schall, aye; Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed with 5 votes.** (Motion 208 -2015)

**FINANCE REPORT:**

**MOTION:** TO ACKNOWLEDGE THE FINANCIAL STATEMENTS.

Moved by Mr. Schneider, seconded by Ms. Holody.

Call for discussion made by Ms. Holody: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye; Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 209 -2015)

**MOTION:** TO ADD THE INVOICE FOR THE COUNTY OF SUMMIT DEPT. OF PUBLIC SAFETY FOR THE AMOUNT OF \$1, 152.00 FOR THE MAINTENANCE AND OPERATION OF THE REGIONAL POLICE RADIO.

Moved by Ms. Holody, seconded by Ms. Schneider.

Call for discussion made by Ms. Holody: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye; Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 210 -2015)

**MOTION:** TO PAY THE BILLS WITH AMENDED AMOUNT.

Moved by Ms. Holody, seconded by Ms. Schneider.

Call for discussion made by Ms. Holody: There was discussion regarding the bill for Summit County Medical Examiner, the Chief confirmed it was for the train accident, but the Village will ask the courts to ask for reimbursement. The Mayor stated in the past there has been a special meeting to pay end of year bills, the Fiscal Officer responded that the December Council meeting fell late in the month and there would not be a need to meet prior to the January meeting.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye; Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 211 -2015)

**MOTION:** TO PAY THE QUARTERLY PAYROLL.

Moved by Ms. Schneider, seconded by Ms. Holody.

Call for discussion made by Ms. Holody: No response

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye; Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 212 -2015)

The Fiscal Officer stated that when he presents the permanent budget in February, he will include a copy of a 5 year forecast.

1/04/16

RECORD OF PROCEEDINGS  
Village of Peninsula Council  
REGULAR SESSION

Held: December 14, 2015

Page 4 of 7

**POLICE DEPARTMENT:**

Council agreed that the report the Chief is providing Council monthly, is very helpful in understanding what is going on in the Police Department. The Chief reported that he had hoped to have the cruiser that hit the deer back, but some parts are on back order. He also reported that the light on the outside of the building has been replaced with a professional quality light.

**SERVICE DEPARTMENT**

The Mayor stated that when Spring comes, the Service Department will need to be looked at and decisions will need to be made on which equipment is replaced.

Council discussed the collaboration of services with Boston Township. Solicitor Hesske will finish the draft and send it to Council for changes for the January meeting.

**ZONING**

Nothing.

**BOARD OF ZONING APPEALS.**

Hearing for a side yard setback was approved by a unanimous vote. Solicitor Hesske stated that going forward she needs to be present for all BZA Hearings. It was agreed that the BZA Members would be notified to hold the meeting until the Solicitor arrives.

**PLANNING COMMISSION**

Ms. Holody reported that the Wastewater Advisory Committee presented their findings the November Planning Commission Meeting. Mr. Matusz suggested that a second presentation be scheduled after the new year. Ms. Holody agreed and announced that the presentation is on the Village Website for all to view. The Wastewater Advisory Committee and the Planning Commission will not be meeting in December.

**FIRE BOARD**

Mr. Schneider reported that the Fire Board spent the last of the FEMA Grant. \$117,000 was spent on training under the Grant. The Board will try apply for the Grant again. The Hose Grant paid off the last \$7,000. There was discussion regarding covering Boston Mills/Brandywine Ski Run.

**CEMETERY BOARD**

The Cemetery Board meets on Thursday, everything is quiet.

**JEDD BOARD**

The JEDD Board will meet in January. Council discussed open positions on the JEDD Board.

**LEGISLATION**

*First Readings:*

**RESOLUTION 28-2015**

A RESOLUTION TO AUTHORIZE THE VILLAGE OF PENINSULA ("VILLAGE"), THROUGH THE MAYOR, TO ENTER INTO A CONTRACT WITH THE SUMMIT COUNTY PUBLIC DEFENDER'S COMMISSION AND  
*DECLARING AN EMERGENCY*

01/04/16

RECORD OF PROCEEDINGS  
Village of Peninsula Council  
REGULAR SESSION

ald: December 14, 2015

Page 5 of 7

**MOTION:** TO SUSPEND THE 2<sup>nd</sup> AND 3<sup>RD</sup> READINGS OF RESOLUTION 28-2015.

Moved by Mr. Schneider, seconded by Mr. Matusz.

Call for discussion made by Solicitor Hesske: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;  
Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 213 -2015)

**MOTION:** TO ADOPT RESOLUTION 28-2015.

Moved by Ms. Schneider, seconded by Mr. Schall.

Call for discussion made by Solicitor Hesske: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;  
Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 214 -2015)

**RESOLUTION 29-2015**

A RESOLUTION ESTABLISHING A DISCRETIONARY HOLIDAY BONUS PROGRAM FOR FULL-TIME & PART-TIME EMPLOYEES WITHIN THE VILLAGE OF PENINSULA AND DECLARING AN EMERGENCY.

**MOTION:** TO SUSPEND THE 2<sup>nd</sup> AND 3<sup>RD</sup> READINGS OF RESOLUTION 29-2015.

Moved by Ms. Schneider, seconded by Mr. Matusz.

Call for discussion made by Solicitor Hesske: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;  
Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 215 -2015)

**MOTION:** TO ADOPT RESOLUTION 29-2015.

Moved by Mr. Schneider, seconded by Mr. Schall.

Call for discussion made by Solicitor Hesske: Mr. Schneider stated that a resolution was passed last year and asked if a new resolution was necessary every year. Solicitor Hesske explained that a new resolution was needed due to the word "discretionary" in the resolution. Council discussed the amount missing from the Resolution. The Resolution would be amended to include the amount of \$125 for full-time and \$65 for part-time employees.  
Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;  
Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 216 -2015)

**RESOLUTION 30-2015**

A RESOLUTION TO AUTHORIZE THE VILLAGE OF PENINSULA ("VILLAGE") THROUGH THE MAYOR AND/OR FISCAL OFFICER TO ENTER INTO AN AGREEMENT WITH BOSTON TOWNSHIP THE FOR THE PURCHASE OF ROAD SALT AND *DECLARING AN EMERGENCY*

**MOTION:** TO SUSPEND THE 2<sup>nd</sup> AND 3<sup>RD</sup> READINGS OF RESOLUTION 30-2015.

Moved by Ms. Schneider, seconded by Mr. Matusz.

Call for discussion made by Solicitor Hesske: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;  
Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 217 -2015)

**MOTION:** TO ADOPT RESOLUTION 30-2015.

Moved by Ms. Schneider, seconded by Mr. Matusz.

01/04/16

RECORD OF PROCEEDINGS  
Village of Peninsula Council  
REGULAR SESSION

Held: December 14, 2015

Page 6 of 7

Call for discussion made by Solicitor Hesske: Solicitor Hesske explained that this was to accept the contract that was presented at the Joint Meeting with Boston Township. Ms. Schneider asked if Ms. Holody as Council President needed to sign the contract to make it legal. Solicitor Hesske confirmed that Ms. Holody did need to sign the contract.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;  
Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 218 -2015)

**ORDINANCE 9-2015**

AN ORDINANCE ESTABLISHING A TEMPORARY BUDGET FOR THE VILLAGE OF PENINSULA, OHIO, IN THE YEAR 2016, *AND DECLARING AN EMERGENCY.*

**MOTION:** TO SUSPEND THE 2<sup>nd</sup> AND 3<sup>RD</sup> READINGS OF ORDINANCE 9-2015.

Moved by Mrs. Kramer, seconded by Mr. Matusz.

Call for discussion made by Solicitor Hesske: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;  
Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 219 -2015)

**MOTION:** TO ADOPT ORDINANCE 9-2015.

Moved by Ms. Schneider, seconded by Mr. Schall.

Call for discussion made by Solicitor Hesske: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;  
Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 220 -2015)

**ORDINANCE 10-2015**

AN ORDINANCE CREATE A PARKING VIOLATIONS BUREAU WITHIN THE VILLAGE OF PENINSULA, OHIO AND DECLARING AN EMERGENCY.

**MOTION:** TO SUSPEND THE 2<sup>nd</sup> AND 3<sup>RD</sup> READINGS OF ORDINANCE 10-2015.

Moved by Mr. Schneider, seconded by Mr. Matusz.

Call for discussion made by Solicitor Hesske: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;  
Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 221 -2015)

**MOTION:** TO ADOPT ORDINANCE 10-2015.

Moved by Mrs. Kramer, seconded by Mr. Schneider.

Call for discussion made by Solicitor Hesske: Council discussed who would collect the fees associated with the parking tickets.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;  
Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 222 -2015)

**ORDINANCE 11-2015**

AN ORDINANCE TO AMEND SECTION 2(C)(35)(b)(ii) and (iii) OF ORDINANCE 311-1988 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PENINSULA, OHIO REGARDING MUNICIPAL INCOME TAX AND DECLARING AN EMERGENCY.

01/04/16

RECORD OF PROCEEDINGS  
Village of Peninsula Council  
REGULAR SESSION

held: December 14, 2015

Page 7 of 7

**MOTION: TO SUSPEND THE 2<sup>nd</sup> AND 3<sup>rd</sup> READINGS OF ORDINANCE 11-2015.**

Moved by Ms. Holody, seconded by Mr. Schneider.

Call for discussion made by Solicitor Hesske: No response.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;  
Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 223 -2015)

**MOTION: TO ADOPT ORDINANCE 11-2015.**

Moved by Ms. Schneider, seconded by Ms. Holody.

Call for discussion made by Solicitor Hesske: Solicitor Hesske explained that she left out language on Tax Ordinance 8-2015 last month and Ordinance 11-2015 will correct it.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;  
Pamela Schneider, aye; Daniel Schneider, aye. **Motion passed unanimously.** (Motion 224 -2015)

Ms. Holody asked if there was a piece of legislation missing for the parking tickets. Council discussed and it was agreed that there was not a missing piece of legislation.

*Second Readings:*

*Third Readings:*

*Tabled:*

**OLD BUSINESS**

**NEW BUSINESS**

Chief Varga stated that he will get a price on waterproof tickets by the February meeting. Council discussed the enforcement of the 2 HOUR parking signs posted in the Village. The Chief stated that he does not have the staff to write enforce the 2 HOUR ticket.

Ms. Schneider recognized Brian Schall for his 4 years of service as Councilman. Council thanked Mr. Schall for his service to the Community.

Mr. Matusz asked Council for permission for the Village staff to have a Holiday get together during work hours.

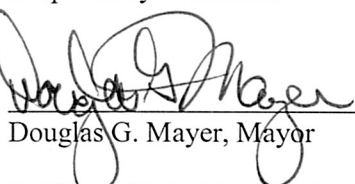
**ADJOURNMENT**

**MOTION: TO ADJOURN AT 9:18 PM.**

Moved by Mr. Schall, seconded by Ms. Holody.

Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Brian Schall, aye;  
Pamela Schneider, aye; Daniel Schneider, aye. **Motion unanimously.** (Motion 225-2015)

Respectfully submitted:

 1-19-16  
Douglas G. Mayer, Mayor Date

 1/10/16  
John D. Stiegel, Fiscal Officer Date

The Village of Peninsula's next regular meeting of Council will be held **January 11, 2016** at the Village Hall within Council chambers. Council Chambers are on the second floor of the Village Hall, 1582 Main Street, Peninsula, Ohio, 44264. (Corner of Akron-Peninsula Road and State Route 303)

ew

1/04/16

